

Senate Study Bill 1154 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON TAYLOR)

A BILL FOR

1 An Act relating to responsibilities for expenses for the
2 safekeeping and maintenance of prisoners by counties and
3 cities.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 356.15, Code 2015, is amended to read as
2 follows:

3 **356.15 Expenses.**

4 1. All charges and expenses for the safekeeping and
5 maintenance of prisoners, including medical aid furnished by
6 a hospital or other medical facility, shall be allowed by the
7 board of supervisors, except those committed or detained by the
8 authority of the courts of the United States, in which cases
9 the United States must pay such expenses to the county, or
10 those committed for violation of a city ordinance, in which
11 case the city shall pay expenses to the county, or those
12 committed or detained from another state, in which case the
13 governmental entity from the other state sending the prisoners
14 shall pay expenses to the county.

15 2. All charges and expenses for the safekeeping and
16 maintenance of prisoners at a municipal holding facility,
17 including medical aid furnished by a hospital or other medical
18 facility, shall be allowed by the city council, except those
19 detained by the authority of the courts of the United States,
20 in which cases the United States must pay such expenses to the
21 city.

22 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
23 3, shall not apply to this Act.

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with
26 the explanation's substance by the members of the general assembly.

27 This bill relates to expenses for the safekeeping and
28 maintenance of prisoners by counties and cities. Under current
29 law, the board of supervisors for a county is required to allow
30 all charges and expenses for the safekeeping and maintenance
31 of prisoners at a county facility. The bill provides that
32 these responsibilities extend to include expenses for medical
33 aid furnished by a hospital or other medical facility. The
34 bill makes corresponding provisions for prisoners at municipal
35 holding facilities.

S.F. _____

1 The bill may include a state mandate as defined in Code
2 section 25B.3. The bill makes inapplicable Code section 25B.2,
3 subsection 3, which would relieve a political subdivision from
4 complying with a state mandate if funding for the cost of
5 the state mandate is not provided or specified. Therefore,
6 political subdivisions are required to comply with any state
7 mandate included in the bill.